

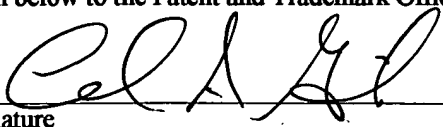


2175  
JFW

<b>TRANSMITTAL FORM</b> 	Application No.:	10/024,971
	Filing Date:	December 19, 2001
	First Named Inventor:	Russo, J.
	Confirmation No.:	
	Group Art Unit	2175
	Examiner:	Pardo, Thuy N.
Customer No.		24227
Total Number of Pages in this Submission: 15		Docket No. EMC-01-109
<b>ENCLOSURES (check all that apply)</b>		
<input checked="" type="checkbox"/> Authorization for the Commissioner to charge Deposit Account No. 05-0889 for fees associated with this transaction (in duplicate)	<input type="checkbox"/> Assignment	<input type="checkbox"/> Petition for Revival of an Unintentionally Abandoned Application [37 CFR 1.137(b)] (in duplicate)
<input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Decl.	<input type="checkbox"/> Recordation Cover Sheet	<input type="checkbox"/> Form PTOL-85B, Part B -Issue Fee Payment Transmittal," (in duplicate)
<input type="checkbox"/> Extension of Time Request for Months	<input type="checkbox"/> Declaration/Power of Attorney	<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Copy of Notice to File Missing Parts of Nonprovisional Application	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Continued Examination Transmittal	<input type="checkbox"/> Revocation of Power of Attorney	<input type="checkbox"/> Status Inquiry
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Formal Drawings	<input checked="" type="checkbox"/> Certificate of First Class Mailing
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Letter to Official Draftsperson with three (3) sheets of redlined changes to drawings	<input type="checkbox"/> Certificate of Express Mail Mailing
	<input type="checkbox"/> Copy of PTO 948, "Notice of Draftsperson's Patent Review"	<input checked="" type="checkbox"/> Postcard
	<input type="checkbox"/> Associate Power of Attorney	
	<input type="checkbox"/> Additional Enclosures:	
<b>SIGNATURE OF APPLICANT, ATTORNEY OR AGENT</b>		
Date 11/14/05		
	Carl A. Giordano, Esq. (Reg. No. 41,780) EMC Corporation Office of the General Counsel 44 S. Broadway, 7 <sup>th</sup> floor White Plains, NY 10601	
Tel: (914) 798-9505		
Fax: (914) 948-6270		
<b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8]</b>		
I hereby certify that this correspondence and the above-referenced enclosures are being:		
<input checked="" type="checkbox"/> Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.		
<input type="checkbox"/> Transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703)		
Date 11/14/2005		
	Signature	
	Carl A. Giordano	
	Typed or printed name of person signing certificate	



**PATENT  
EMC-01-109**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>APPLICANT:</b>	Joseph P. Russo, et al	<b>GROUP ART UNIT:</b>	2175
<b>U.S.S.N.:</b>	10/024,971	<b>EXAMINER:</b>	Pardo, Thuy N.
<b>FILING DATE:</b>	December 19, 2001	<b>CUSTOMER NO.</b>	<b>24227</b>
<b>TITLE:</b>	<b>SYSTEM AND METHOD FOR CONFIGURING AND PERFORMING APPLICATION BACKUPS AND RESTORES IN THE DIVERSE ENVIRONMENTS</b>		

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to: Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 14, 2005.

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Sir:

This is in response to the Office Action mailed August 11, 2005. This response, filed on or before November 14, 2005 is timely filed, pursuant to 37CFR 1.7, as Friday, November 11, 2005 is a Federally mandated holiday and the next business day is November 14, 2005, and no fee is believed due; however, any fees required for consideration of this paper (including fees for

Applicant: Joseph P. Russo, *et al.*  
U.S.S.N.: 10/024,971  
Filing Date: December 19, 2001  
EMC Docket No.: EMC-01-109

net addition of claims) are hereby authorized to be charged in one originally-executed and one copy of the Transmittal Form filed herewith.

Please amend the subject application, as follows:

**Amendments to the Specification** begin on page 3 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this paper.

**Remarks** begin on page 11 of this paper.